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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**  
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11 ROBERT MASON,

12 Petitioner,

13 vs.

14 JAMES WALKER, Warden,

15 Respondent.  
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CASE NO. 09-CV-1551-JM (JMA)

**ORDER ADOPTING REPORT  
AND RECOMMENDATION  
AND DISMISSING PETITION  
FOR WRIT OF HABEAS  
CORPUS WITH PREJUDICE**

Doc. No. 9

17 On August 5, 2010, Magistrate Judge Jan M. Adler entered a Report and  
18 Recommendation in the above-entitled case that thoroughly and thoughtfully analyzed the  
19 claims of both parties and recommended dismissing the petition for writ of habeas corpus with  
20 prejudice. (Doc. No. 9.) Having carefully considered the Report and Recommendation, the  
21 record before the court, and the appropriate legal authorities, and in the absence of any  
22 objections to the Report and Recommendation, the court hereby ADOPTS the Report and  
23 Recommendation in its entirety.

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1           Accordingly, the court hereby DISMISSES the petition for writ of habeas corpus with  
2 prejudice. The Clerk of the Court is instructed to close the file.

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4           **IT IS SO ORDERED.**

5 DATED: October 5, 2010

6   
7 Hon. Jeffrey T. Miller  
United States District Judge